

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554

ORIGINAL
RECEIVED

In the Matter of)
Federal-State Joint Board on)
Universal Service)
NPCR, INC. d/b/a NEXTEL PARTNERS)
Petition for Designation as an)
Eligible Telecommunications Carrier)
in the State of Florida)
_____)

Docket No. 96-45

SEP 16 2003

File No. _____

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

**PETITION FOR DESIGNATION AS AN ELIGIBLE
TELECOMMUNICATIONS CARRIER
IN THE STATE OF FLORIDA**

NPCR, INC. d/b/a NEXTEL PARTNERS

Albert J. Catalano
Matthew J. Plache
Ronald J. Jarvis
Catalano & Plache PLLC
3221 M Street, NW
Washington, DC 20007
(202) 338-3200 voice
(202) 338-1700 facsimile

Counsel for Nextel Partners

Date: September 16, 2003

044

TABLE OF CONTENTS

	<u>Page</u>
I. Nextel Partners Meets All the Requirements for Designation as an Eligible Telecommunications Carrier to Serve the Designated Areas in the State of Florida.. .. .	2
A. Nextel Partners Will Provide Service Throughout the Designated Areas Over its Own Facilities..... ..	2
B. Nextel Partners Offers All Required Services and Functionalities.....	2
1. Voice grade access to the public switched telephone network.....	2
2. Local Usage..... ..	3
3. Dual tone multi-frequency (“DTMF”) signaling or its functional equivalent..... ..	3
4. Single-party service or its functional equivalent.....	3
5. Access to 911 and E911 emergency service.....	3
6. Access to operator services.....	4
7. Access to interexchange (“IXC”) service.....	4
8. Access to directory assistance.....	4
9. Toll limitation for qualified low-income customers.....	4
C. The Florida Public Service Commission Does Not Regulate CMRS Service..... ..	5
D. Nextel Partners Will Advertise the Availability of Supported Services.....	5
II. Nextel Partners Requests Designation Throughout Each of the Designated Areas Within Its Service Coverage	6
III. In Accordance with 47 U.S.C § 214(e)(6), Nextel Partners Is Entitled to Be Designated as an ETC in Non-Rural Wire Centers.....	7
IV. Designation of Nextel Partners as an ETC for the Designated Areas Served by Rural Telephone Companies In the State of Florida Would Serve the Public Interest.....	7
V. Anti-Drug Abuse Certification.....	9
VI High-Cost, Interstate Access, and Interstate Common Line Support Certifications.....	9
VII. Conclusion.....	10

ATTACHMENTS

1. List of Designated Areas served by Nextel Partners in the State of Florida
2. Order from Florida Public Service Commission Declining Jurisdiction
3. Coverage Map Showing Nextel Partners' Service Area
4. Declaration of Donald J. Manning, Esq.
5. High Cost, Interstate Access and Interstate Common Line Support Annual Certifications

SUMMARY

Nextel Partners is seeking designation as an Eligible Telecommunications Carrier pursuant to Section 214(e)(6) of the Communications Act of 1934, as amended (the “Act”) in certain Designated Areas in the State of Florida, including both study areas of rural telephone companies and non-rural ILEC wire centers covered in their entireties.

Designation of Nextel Partners as an Eligible Telecommunications Carrier is appropriate, since Nextel Partners meets all of the criteria set forth in Section 214 of the Act, and in Part 54 of the Commission’s Rules. In addition, designation of Nextel Partners as an ETC in the indicated rural telephone company study areas is strongly supported by the public interest in light of the innovative services and consumer choice that Nextel Partners’ presence can bring to bear in those areas.

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of)	
)	Docket No. 96-45
Federal-State Joint Board on)	
Universal Service)	File No. _____
)	
NPCR, INC. d/b/a NEXTEL PARTNERS)	
)	
Petition for Designation as an)	
Eligible Telecommunications Carrier)	
in the State of Florida)	
_____)	

**PETITION FOR DESIGNATION AS AN
ELIGIBLE TELECOMMUNICATIONS CARRIER
IN THE STATE OF FLORIDA**

NPCR, Inc. d/b/a Nextel Partners, a wholly-owned indirect subsidiary of Nextel Partners, Inc., a publicly-traded company ("Nextel Partners"), by its undersigned counsel and pursuant to Section 214(e)(6) of the Communications Act of 1934, as amended (the "Act"), hereby submits this Petition for Designation ("Petition") as an eligible telecommunications carrier ("ETC") in the State of Florida. Nextel Partners provides wireless telecommunications services throughout certain designated areas (the "Designated Areas") of the State of Florida.¹ Nextel Partners seeks designation as an ETC for both study areas of rural telephone companies ("RTCs") as defined in Section 153(37) of the Act, as well as wire centers of non-rural incumbent LECs.² As demonstrated herein, and certified in **Attachment 1** to this Petition, Nextel Partners meets all of the requirements for designation as an ETC in each of these Designated Areas and respectfully

¹ The Commission's ULS database contains a record of the many 800 MHz Economic Area ("EA") and site-based licenses pursuant to which Nextel Partners offers its services in Florida. The licenses are held by wholly-owned subsidiaries of Nextel Partners Operating Corp., which also owns 100% of Petitioner NPCR, Inc

² A list of the rural telephone company study areas and non-rural incumbent LEC wire centers for which Nextel Partners seeks designation in this Petition (also referred to herein as the "Designated Areas") is set forth as **Attachment 1** hereto.

requests that the Federal Communications Commission (the “Commission”) promptly grant this Petition. Nextel Partners does not seek redefinition of any of the RTC study areas in which it seeks ETC designation.

I. Nextel Partners Meets All the Requirements for Designation as an Eligible Telecommunications Carrier to Serve the Designated Areas in the State of Florida

Under Section 214(e)(6) of the Act, 47 U.S.C. § 214(e)(6), the Commission, consistent with the public interest, convenience and necessity, may, with respect to an area served by an RTC, and shall, in all other cases, designate more than one common carrier as an ETC for a designated service area, so long as the requesting carrier meets the requirements of Section 214(e)(1) of the Act. As demonstrated below, and as set forth in the declaration of Donald Manning, **Attachment 4** hereto, Nextel Partners meets each of these requirements.

A. Nextel Partners Will Provide Service Throughout the Designated Areas Over its Own Facilities

Nextel Partners will utilize its proprietary wireless network infrastructure and capacity to provide supported services throughout the Designated Areas in the State of Florida over its own facilities.

B. Nextel Partners Offers All Required Services and Functionalities

Nextel Partners offers, or will offer upon designation as an ETC in the Designated Areas, all of the services and functionalities required by Section 54.101(a) of the Commission’s Rules, 47 C.F.R. § 54.101(a), including the following:

1. Voice grade access to the public switched telephone network. Voice grade access to the public switched telephone network (“PSTN”) means the ability to make and receive traditional voice phone calls, within a bandwidth of approximately 3500 Hertz.³ Nextel

³ See *Federal-State Joint Board on Universal Service*, CC Docket No. 96-45, First Report and Order, 12 FCC Rcd 8776 at 8810-11 (“*USF Order*”).

Partners' voice grade access enables a user of telecommunications services to transmit voice communications, including signaling the network that the caller wishes to place a call, and to receive voice communications, including receiving a signal indicating there is an incoming call. The bandwidth for Nextel Partners' voice grade access is, at a minimum, 300 to 3,000 Hertz.

2. **Local Usage.** As part of the voice grade access to the PSTN, an ETC must provide local calling. Nextel Partners, through its wireless network, provides subscribers the ability to send and receive local phone calls both over Nextel Partners' network and through interconnection with the incumbent local exchange carriers serving the Designated Areas. Local usage is included in all of Nextel Partners' calling plans. As a designated ETC, Nextel Partners will comply with any and all minimum local usage requirements required by applicable law.

3. **Dual tone multi-frequency ("DTMF") signaling or its functional equivalent.** DTMF signaling allows carriers to provide expeditious call setup, and enables modem usage.⁴ Nextel Partners uses out-of-band signaling and in-band multifrequency signaling that is functionally equivalent to DTMF.

4. **Single-party service or its functional equivalent.** Nextel Partners provides customers with single-party access for the duration of every phone call. Nextel Partners does not provide "multi-party" or "party line" services

5. **Access to 911 and E911 emergency service.** The FCC has declared that access to emergency services is essential.⁵ Nextel Partners provides universal access to the 911 system for its customers, and has implemented and will continue to implement E911 services consistent with the FCC's Rules and Orders and local PSAP requests. To date, Nextel Partners has received valid requests for Phase I or Phase II service from 15 PSAPs in Florida. Nextel

⁴ *USF Order* at 8814.

⁵ *Id.* at 8815.

Partners has worked cooperatively with the individual PSAPs, and has implemented all 15 of the PSAP requests. 13 PSAPs are receiving Phase I service while 2 PSAPs are implemented for Phase II. Nextel Partners is also working on 4 pending requests to upgrade from Phase I to Phase II service. Nextel Partners continues to receive new requests for E911 service and is implementing the requests within the FCC timetables.

6. **Access to operator services.** Nextel Partners offers all of its customers access to operator services, in accordance with the Commission's requirements.

7. **Access to interexchange service.** Nextel Partners customers can use the Nextel Partners network for interexchange access to place long distance phone calls. Access is through interconnection agreements with several interexchange carriers ("IXCs"). Nextel Partners' customers can also reach their IXC of choice by dialing the appropriate access code.

8. **Access to directory assistance.** All Nextel Partners customers receive access to 411 directory assistance service through the Nextel Partners network.

9. **Toll limitation for qualified low-income customers.** As required by the Commission's Rules, Nextel Partners, upon designation as an ETC, will make available to qualifying low-income customers a solution that assists these low-income persons to control their telephone costs.⁶ Nextel Partners is fully capable of providing such a toll limiting service to its customers. Nextel Partners does not presently offer a toll limitation feature in Florida, because it is not an ETC. Upon designation as an ETC, Nextel Partners will participate in, and offer, LifeLine and Link-Up programs as required by applicable law. In accordance with Section 54.401(b) of the Commission's Rules, 47 C.F.R. § 54.401(b), Nextel Partners will not disconnect Lifeline service for non-payment of toll charges.

⁶ *USF Order* at 8821-22.

C. The Florida Public Service Commission Does Not Regulate CMRS Service

A carrier seeking designation as an ETC must typically request such a designation from the applicable state regulatory commission. However, the Florida Public Service Commission (the "FPSC") has determined that it does not regulate CMRS carriers such as Nextel Partners for the purpose of making ETC determinations. On August 19, 2003, the FPSC adopted an order declining to exercise jurisdiction over Nextel Partners for purposes of ETC designation in its Agenda Meeting of August 19, 2003. *See Petition for Declaratory Statement That NPCR, Inc. d/b/a Nextel Partners, a Commercial Mobile Radio Service Provider in Florida, is Not Subject to the Jurisdiction of the Florida Public Service Commission for Purposes of Designation As an Eligible Telecommunications Carrier*, Docket No. 030346-TP (Declaratory Statement adopted August 19, 2003).⁷ The FPSC's order meets the Commission's specific requirements, in that it determines that Nextel Partners is not subject to regulation in the State of Florida for purposes of determinations concerning eligibility for ETC status. Nextel Partners accordingly requests that the Commission find that Nextel Partners is "a common carrier providing telephone exchange service and exchange access that is not subject to the jurisdiction of a state commission" pursuant to 47 U.S.C. § 214(e)(6).

D. Nextel Partners Will Advertise the Availability of Supported Services

Nextel Partners will advertise the availability of the above-described services and the charges therefor using media of general distribution, in accordance with the requirements of Section 54.201(d)(2) of the Commission's Rules, 47 C.F.R. § 54.201(d)(2). Nextel Partners currently advertises the availability of its services, and will do so for each supported service on a

⁷ The Commission's voting sheet ruling on Nextel Partners' declaratory statement petition is attached to this Petition as **Attachment 2**. Nextel Partners will supplement this Petition with a true and complete photocopy of the FPSC's complete written order as soon as it is made available to the public.

regular basis, in newspapers, and magazines, or on radio and television, that constitute media of general distribution in Designated Areas of the State of Florida.

II. Nextel Partners Requests Designation Throughout Each of the Designated Areas Within Its Service Coverage

Nextel Partners is not an RTC as defined in Section 153(37) of the Act, 47 U.S.C. § 153(37). Accordingly, Nextel Partners is required to describe the geographic area(s) within which it requests designation as an ETC. Nextel Partners requests designation as an ETC throughout each of the Designated Areas within the State of Florida, as set forth in **Attachment 1**. As noted above, these Designated Areas consist of study areas of RTCs that Nextel Partners serves and wire centers of non-rural incumbent LECs.⁸ In **Attachment 3** hereto, Nextel Partners provides a map of its service area, within which Nextel Partners provides service to the Designated Areas listed in **Attachment 1** hereto.⁹ Upon designation as an ETC, Nextel Partners will respond to a “reasonable request” for service from customers throughout each of the Designated Areas (consisting of RTC study areas and specified wire centers of non-rural ILECs) set forth on **Attachment 1**.

In the case of the non-rural ILEC wire centers served by Nextel Partners, as discussed immediately below, the Commission may designate Nextel Partners as an ETC without any redefinition of the service areas of the non-rural ILECs.

⁸ Wireless service is inherently affected by conditions unique to wireless service providers and which conditions do not affect wireline service providers. Geography, atmospheric conditions and man-made radiofrequency and physical structure interference may at times reduce or increase a wireless user’s coverage area. At the same time, the mobility and functionality of wireless phone service adds immense benefits and convenience to wireless users that wireline providers cannot match.

⁹ For purposes of this Petition, the coverage map provided in **Attachment 3** hereto reflects the result of a conservative radiofrequency propagation analysis assuming a three-watt wireless phone at –105 dBmW.

III. In Accordance with 47 U.S.C. § 214(e)(6), Nextel Partners Is Entitled to Be Designated as an ETC in Non-Rural Wire Centers

To the extent Nextel Partners is serving non-rural wire centers and providing the services set forth in Section I of the present Petition as required by Section 214(e) the Act and the Commission's implementing rules, as set forth in 47 C.F.R. Section 54.201(c), Nextel Partners is entitled to be granted ETC status by the Commission with respect to the non-rural wire centers attached hereto as **Attachment 1**. See 47 U.S.C. § 214(e)(6).

IV. Designation of Nextel Partners as an ETC for the Designated Areas Served by RTCs In the State of Florida Would Serve the Public Interest

Certain of the Designated Areas in which Nextel Partners seeks certification are areas served by RTCs as defined in Section 153(37) of the Act.¹⁰ With respect to each of these areas served by an RTC, the Act requires that the Commission determine that Nextel Partners' designation as an ETC in each case is in the public interest.¹¹ As demonstrated below, Nextel Partners' designation as an ETC would serve the public interest in all of the Designated Areas in a number of ways.

The FCC has determined that "[d]esignation of competitive ETCs promotes competition and benefits consumers in rural and high-cost areas by increasing customer choice, innovative services, and new technologies."¹² This is particularly applicable in the Designated Areas served by RTCs within the State of Florida, many of which are rural, and in some cases remote, areas that may not presently be served by competitive wireline carriers that could provide a viable alternative to the incumbent LEC. Designation of Nextel Partners as an ETC will provide a

¹⁰ See **Attachment 1** hereto.

¹¹ See 47 U.S.C. § 214(e)(2).

¹² See *Western Wireless Corporation Petition for Designation as an Eligible Telecommunications Carrier in the State of Wyoming*, Memorandum Opinion and Order, CC Docket No. 96-45, 16 FCC Rcd 48, 55 (2000).

valuable alternative to the existing telecommunications regime in these areas, including a larger local calling area, the benefits of mobile telephony service and, where requested by the PSAP, GPS location assistance for customers calling 911.

In addition, designation of Nextel Partners as an ETC will provide an incentive to the incumbent LECs in all of the Designated Areas to improve their existing networks in order to remain competitive, resulting in improved services to consumers. Designation of Nextel Partners as an ETC in each case will also benefit consumers because support to services provided by Nextel Partners will help assure that quality services are available at “just, reasonable, and affordable rates” as envisioned in the Act ¹³

Designation of Nextel Partners as an ETC will also serve the public interest in all of the Designated Areas because Nextel Partners will provide all of the supported services required by applicable law, will participate in the LifeLine and Link-Up programs as required by the FCC’s Rules, and will otherwise comply with all FCC Rules governing universal service programs, which are designed to ensure that the public interest standards of the Act are achieved. Allowing Nextel Partners access to universal service subsidies will allow Nextel Partners to continue to enhance and expand its network infrastructure to better serve consumers in underserved, high-cost areas of the State of Florida, and to compete with other carriers on a level regulatory playing field.

Finally, designation of Nextel Partners as an ETC will serve the public interest by further promoting the extensive role Nextel Partners plays in the provision of communications services to Florida public schools, libraries and local, state and federal government agencies, specifically law enforcement. At the time of this filing, Nextel Partners is the wireless service to 28 Florida

¹³ See 47 U.S.C. § 254(b)(1).

colleges, universities, public schools and libraries, 23 divisions of Federal Government in Florida, 27 state level agencies and in excess of 89 local government agencies, including police, fire and similar first-responders.

Accordingly, designation of Nextel Partners as an ETC will serve the public interest.

V. Anti-Drug Abuse Certification

No party to this Petition is subject to denial of federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862.¹⁴

VI. High-Cost Loop, Interstate Access, and Interstate Common Line Support Certification

Under Sections 54.313, 54.314 and 54.904 of the Commission's Rules, as well as 47 C.F.R. § 54.809, carriers wishing to obtain universal service support must either be certified by the appropriate state commission or, where the state commission does not exercise jurisdiction, must self-certify with the Commission and the Universal Service Administrative Company ("USAC") as to their compliance with Section 254(e) of the Act. As explained above, the GPSC does not exercise jurisdiction over CMRS carriers such as Nextel Partners for the purpose of ETC status designations. Therefore, Nextel Partners has submitted its high-cost loop interstate access and interstate common line support certification letters with the Commission and with USAC. Copies of these certifications are attached hereto as **Attachment 5**. Nextel Partners respectfully requests that the Commission issue a finding that Nextel Partners has met the high-cost, interstate access and interstate common lines support certification requirement and that

¹⁴ See Declaration of Donald Manning, **Attachment 4** hereto.

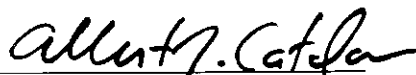
that Nextel Partners is, therefore, entitled to begin receiving such support, where available, as of the date it receives a grant of ETC status in order that funding will not be delayed.¹⁵

VII. Conclusion

Because the requirements for eligibility for designation as an eligible telecommunications carrier have been met, Nextel Partners requests that the Commission promptly grant this Petition.

Respectfully submitted,

NPCR, INC. d/b/a NEXTEL PARTNERS

By 
Albert J. Catalano
Matthew J. Plache
Ronald J. Jarvis
Catalano & Plache PLLC
3221 M Street, NW
Washington, DC 20007
202-338-3200 (voice)
(202) 338-1700 (facsimile)

Counsel for Nextel Partners

Date: September 16, 2003

¹⁵ See *Guam and Cellular Paging, Inc. Petition for Waiver of FCC Rule Section 54.314*, Docket No. 96-45 (filed February 6, 2002).

ATTACHMENT 1

Designated Areas for which Nextel Partners
seeks ETC designation in this Petition

1. Rural Telephone Company Study Areas

Study Area Code	Company Name
210291	GTC, Inc. – FL
210318	Frontier Communications – South
210336	AllTel Florida, Inc.
210338	Quincey Telephone Co.

2. Non-Rural ILEC Wire Centers

Study Area Code	Company Name
215191	BellSouth Telecommunications, Inc.
CHPLFLJA	PACEFLPV
CNTMFLLE	PCBHFLNT
FMTNALMT	PNCYFLCA
GCVLFLMA	PNCYFLMA
GLBRFLMC	PNSCFLBL
HAVNFLMA	PNSCFLFP
HLNVFLMA	PNSCFLHC
JAY FLMA	PNSCFLPB
LKCYFLMA	PNSCFLWA
LYHNFLOH	SYHSFLCC
MLTNFLRA	VERNFLMA
MNSNFLMA	YNFNFLMA

ATTACHMENT 2

Florida Public Service Commission Order
Declining Jurisdiction over Nextel Partners for ETC Designation

FLORIDA PUBLIC SERVICE COMMISSION

3

VOTE SHEET

AUGUST 19, 2003

RE: Docket No. 030346-TP - Petition for declaratory statement that NPCR, Inc. d/b/a Nextel Partners, commercial mobile radio service provider in Florida, is not subject to jurisdiction of Florida Public Service Commission for purposes of designation as "eligible telecommunications carrier."

Docket No. 030413-TP - Petition for declaratory statement that ALLTEL Communications, Inc., commercial mobile radio service provider in Florida, is not subject to jurisdiction of Florida Public Service Commission for purposes of designation as "eligible telecommunications carrier." (Deferred from July 15, 2003 conference.)

ISSUE 1: Should the Commission issue a declaratory statement?

RECOMMENDATION: Yes. The petitions satisfy the threshold requirements for a declaratory statement.

APPROVED

Commissioners Jaber and Baez dissented.

COMMISSIONERS ASSIGNED: Full Commission

COMMISSIONERS' SIGNATURES

MAJORITY

DISSENTING

Charles M. Davis
John J. Baez
Rudy Bradley

Maubert
Harold

REMARKS/DISSENTING COMMENTS:

DOCUMENT NUMBER-DATE

07656 AUG 19 8

VOTE SHEET

AUGUST 19, 2003

Docket No. 030346-TP - Petition for declaratory statement that NPCR, Inc. d/b/a Nextel Partners, commercial mobile radio service provider in Florida, is not subject to jurisdiction of Florida Public Service Commission for purposes of designation as "eligible telecommunications carrier."

Docket No. 030413-TP - Petition for declaratory statement that ALLTEL Communications, Inc., commercial mobile radio service provider in Florida, is not subject to jurisdiction of Florida Public Service Commission for purposes of designation as "eligible telecommunications carrier." (Deferred from July 15, 2003 conference.)

(Continued from previous page)

ISSUE 2: Should the Commission issue a declaratory statement that Nextel and ALLTEL are not subject to the jurisdiction of the Commission for purposes of determining eligibility for Eligible Telecommunications Carrier ("ETC") status pursuant to 47 U.S.C. § 214(e)?

PRIMARY RECOMMENDATION: Yes.

APPROVED

Commissioners Taber and Baez dissented.

ALTERNATIVE RECOMMENDATION: No. The Commission should issue a declaratory statement that it has the authority to determine the eligibility of Nextel and ALLTEL for Eligible Telecommunications Carrier ("ETC") status pursuant to 47 U.S.C. s. 214(e).

ISSUE 3: Should these dockets be closed?

RECOMMENDATION: Yes. If the Commission votes to dispose of the petitions for declaratory statement, these dockets should be closed.

APPROVED

ATTACHMENT 3

Map of Nextel Partners' coverage areas
in the State of Florida

ATTACHMENT 4

Declaration of Donald Manning

**Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, DC 20554**

In the Matter of)	
)	Docket No. 96-45
Federal-State Joint Board on)	
Universal Service)	File No. _____
)	
NPCR, INC. d/b/a NEXTEL PARTNERS)	
)	
Petition for Designation as an)	
Eligible Telecommunications Carrier)	
in the State of Florida)	
_____)	

Declaration of Donald Manning

I, the undersigned Donald J. Manning, do hereby declare under penalty of perjury as follows:

1. I serve as Vice-President and General Counsel for Nextel Partners, Inc. ("Nextel Partners") and each of its subsidiary companies, including, but not limited to, NPCR, Inc. d/b/a Nextel Partners.

2. NPCR, Inc. is a wholly-owned, operational-arm subsidiary of Nextel Partners Operating Corp., which is a wholly-owned, operational subsidiary of Nextel Partners, Inc.

3. Nextel Partners, Inc. is a publicly-traded company with its common stock listed on the Nasdaq market, and is broadly owned by both institutional and individual investors.

4. Nextel Partners, Inc.'s President is John Chapple. Vice Presidents include Don Manning, Perry Satterlee, Barry Rowan, Mark Fanning, and Dave Aas. Entities with 5% or more equity positions with Nextel Partners, Inc. include Credit Suisse First Boston through several funds held by DLJ Merchant Banking, Madison Dearborn Partners, Wellington Management Co., Eagle River Investments, Motorola, Cascade Investments (an investment company controlled by William H. Gates, III), and Nextel Communications, Inc.

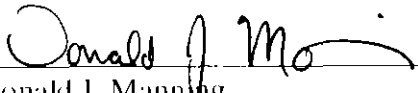
5. This Declaration is submitted in support of Nextel Partners' "Petition for Designation As an Eligible Telecommunications Carrier," to which this Declaration is appended.

6. I declare and certify as follows, and as described in the aforementioned Petition, that Nextel Partners offers, or will offer, all of the services designated by the FCC for support pursuant to Section 254(c)(3) of the Act, that Nextel Partners offers, or will offer, the supported services using its own facilities, and that Nextel Partners advertises, or will advertise, the availability of supported services and the charges therefore using media of general distribution as described in the annexed Petition.

7 I further declare that I have reviewed the annexed Petition and that the facts stated therein, of which I have personal knowledge, are true and correct to the best of my knowledge and belief

8 I further declare that to the best of my knowledge, Nextel Partners, including all officers, directors, or persons holding 5% or more of the outstanding stock or shares (voting and/or nonvoting) of Nextel Partners as specified in Section 1 2002(b) of the Commission's Rules are not subject to denial of federal benefits, pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. Section 862

I declare under penalty of perjury that the foregoing is true and correct to the best of my information and belief


Donald J. Manning
Vice President and General Counsel
NPCR, Inc. d/b/a Nextel Partners

Dated September 11, 2003

ATTACHMENT 5

Annual High Cost Certifications

RECEIVED

JUN 30 2003

PLEASE RETURN TO
STAMP FILED

June 30, 2003

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

BY HAND COURIER:

Helen M. Flannery
VP - High Cost and Low Income Division
Universal Service Administrative Company
2120 L Street, NW, Suite 600
Washington, DC 20037

Marlene H. Dortch
Office of the Secretary
Federal Communication Commission
445 - 12th Street, SW
Washington, DC 20554

Re CC Docket No. 96-45
Interstate Access Support - IAS
Annual Certification Filing

This is to certify that NPCR, Inc., d/b/a Nextel Partners, will use its Universal Service Interstate Access Support-IAS only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.

I am authorized to make this certification on behalf of Nextel Partners. This certification is for the following study areas in the **State of Florida**:

<u>SAC</u>	<u>Company Name</u>	<u>State</u>
210291	GTC, INC - FL	FL
210318	FRONTIER COMMUNICATIONS - SOUTH	FL
210328	VERIZON FLORIDA, INC	FL
210329	GTC INC DBA GT COM	FL
210331	ITS TELECOMMUNICATIONS SYSTEMS	FL
210335	NORTHEAST FLORIDA	FL
210336	ALLTEL FLORIDA INC	FL
210338	QUINCEY TELEPHONE CO	FL
210340	SPRINT - FLORIDA INC	FL
210341	SPRINT - FLORIDA / UTC OF FLORIDA	FL
215191	BELLSOUTH TELECOMM INC	FL



Ronald J. Jarvis
Catalano & Plache, PLLC
3221 M Street NW
Washington, DC 20007
(202) 338-3200

Date: June 30, 2003

Authorized Representative for
NPCR, Inc. d/b/a Nextel Partners
4500 Carillon Point
Kirkland, WA 98033
(425) 576-3692

RECEIVED

JUN 30 2003

STAMP FILED

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

BY HAND COURIER:

Marlene H. Dorch
Office of the Secretary
Federal Communication Commission
445 - 12th Street, SW
Washington, DC 20554

VP - High Cost and Low Income Division
Universal Service Administrative Company
2120 L Street, NW, Suite 600
Washington, DC 20037

Re CC Docket No. 96-45
Interstate Common Line Support and Long Term Support-ICLS
Annual Certification Filing

This is to certify that NPCR, Inc., d/b/a Nexel Partners, will use its Interstate Common Line Support and Long Term Support-ICLS only for the provision, maintenance, and upgrading of facilities and services for which the support is intended.

I am authorized to make this certification on behalf of Nexel Partners. This certification is for the study areas located in the State of Florida listed below:

State	Company Name
FL	GTC, INC - FL
FL	FRONTIER COMMUNICATIONS - SOUTH
FL	VERIZON FLORIDA, INC
FL	GTC INC DBA GT COM
FL	ITS TELECOMMUNICATIONS SYSTEMS
FL	NORTHEAST FLORIDA
FL	ALLTEL FLORIDA INC
FL	QUINCEY TELEPHONE CO
FL	SPRINT - FLORIDA INC
FL	SPRINT - FLORIDA / UTC OF FLORIDA
FL	BELLSOUTH TELECOMM INC



Ronald J. Jarvis
Date: June 30, 2003

Catalano & Plache, PLLC
3221 M Street NW
Washington, DC 20007
(202) 338-3200

Authorized Representative for
NPCR, Inc. d/b/a Nexel Partners
4500 Carillon Point
Kirkland, WA 98033
(425) 576-3692